Before the FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

In the Matter of)		
NEX-TECH WIRELESS, LLC)	File No. ITC-214-2008	
Application for Global Authority Pursuant to Section 214 of the Communications Act of 1934, as amended, to Operate as an International Resale Carrier Between the United States and Various International Points)))))		

APPLICATION

I. <u>INTRODUCTION</u>

Nex-Tech Wireless, LLC ("Nex-Tech Wireless" or "Applicant"), through the undersigned counsel and pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and Section 63.18 of the Commission's Rules, 47 C.F.R. § 63.18, hereby requests authority to provide global international resale service between the United States and all foreign points as authorized by the Commission.

Nex-Tech Wireless is a Kansas limited liability company formed by three rural telephone cooperatives to provide high-tech wireless solutions to Kansas consumers. Nex-Tech Wireless offers cutting edge technology, including data and mobile services, the latest wireless equipment, and competitive wireless plans that provide national coverage to residents in 27 counties of central and western Kansas. Nex-Tech Wireless provides domestic and international telecommunications services as a wireless reseller.

Nex-Tech Wireless is not, and is not affiliated with, a foreign carrier nor is Nex-Tech Wireless affiliated within the meaning of Section 63.09(e) of the Commission's rules, 47 C.F.R.

§ 63.09(e), with a dominant U.S. carrier whose services Nex-Tech Wireless may resell. Nex-Tech Wireless therefore qualifies for a presumption of non dominance pursuant to Section 63.10(a)(1) of the Commission's Rules. 47 C.F.R. § 63.10(a)(1). Furthermore, as explained below, this Application is eligible for streamlined processing pursuant to Section 63.12 of the Commission's Rules. 47 C.F.R. § 63.12.

Grant of this Application will serve the public interest, convenience and necessary by promoting competition in the provision of international telecommunications services.

Competition will benefit U.S. consumers by increasing service options and lowering prices. The public interest, therefore, will be served by grant of Section 214 authority to Nex-Tech Wireless.

II. INFORMATION REQUIRED BY SECTION 63.18

In support of this Application, Nex-Tech Wireless submits the following information as required by Section 63.18 of the Commission's Rules, 47 C.F.R. § 63.18:

63.18(a) Name, address and telephone number:

Nex-Tech Wireless, LLC 3001 New Way Hays, KS 67601 (785) 621-3600

- **63.18(b)** Applicant is organized under the laws of the State of Kansas.
- 63.18(c) Correspondence concerning this Application should be sent to:

Tony S. Lee Grace R. Chiu Venable LLP 575 7th Street, N.W. Washington, D.C. 20004

Tel: (202) 344-4000 Fax: (202) 344-8300

Email: TSLee@Venable.com GRChiu@Venable.com

63.18(d) (*Question 15 - Attachment 2*)

Applicant has not previously received international Section 214 authority from the Commission.

Golden Belt Telephone Association, Inc., an affiliate of Applicant, was granted international Section 214 authorization to provide global or limited global resale services in File No. ITC-214-20000222-00104, Public Notice, Report No. TEL-00205 (rel. Mar. 23, 2000).

63.18(e) (*Question 15 - Attachment 2*)

Applicant requests Section 214 authority to operate as a resale carrier pursuant to Section 63.18(e)(2) of the Commission's Rules. 47 C.F.R. § 63.18(e)(2). Applicant requests authority to serve all countries permitted under a grant of global authority. Applicant certifies that it will comply with the terms and conditions contained in Sections 63.21 and 63.23 of the Commission's Rules. 47 C.F.R. §§ 63.21, 63.23.

Applicant does not seek any other authority not covered by paragraph (e)(2) of Section 63.18 of the Commission's Rules. 47 C.F.R. § 63.18(e)(2).

63.18(g) (*Question 15 - Attachment 2*)

Not applicable. Applicant is not seeking facilities-based authority pursuant to paragraph (e)(3) of Section 63.18 of the Commission's Rules. 47 C.F.R. § 63.18(e)(3).

63.18(h) Ownership of Applicant:

(Question 14 - Attachment 2)

The following entities directly hold a 10% or greater equity interest in Applicant:

(i) Nex-Tech, Inc. ("Nex-Tech") FRN: 0002320430

2418 Vine Street Hays, KS 67601 Citizenship: U.S.

Principal Business: Telecommunications

Percent Interest Held: 47.5%

Rural Telephone Service Co., Inc. ("Rural Telephone") is the sole entity that directly holds a 10% or greater equity interest in Nex-Tech.

Rural Telephone Service Co., Inc. FRN: 0002336105

145 Main Street Lenora, KS 67645 Citizenship: U.S.

Principal Business: Rural telephone cooperative

Percent Interest Held: 100%

No shareholder of Rural Telephone directly holds a 10% or greater equity interest in Rural Telephone.

(ii) GBT Communications, Inc. ("GBT") FRN: 0012141842

103 Lincoln Street

Rush Center, KS 67575

Citizenship: U.S.

Principal Business: Telecommunications

Percent Interest Held: 47.5%

Golden Belt Telephone Association, Inc. ("Golden Belt") is the sole entity that directly holds a 10% or greater equity interest in GBT.

Golden Belt Telephone Association, Inc. FRN: 0002333839

103 Lincoln Street

Rush Center, KS 67575

Citizenship: U.S.

Principal Business: Rural telephone cooperative

Percent Interest Held: 100%

No shareholder of Golden Belt directly holds a 10% or greater equity interest in Golden Belt.

No other person or entity, directly or indirectly, holds a ten percent (10%) or greater equity interest in Applicant.

Applicant has no interlocking directorates with a foreign carrier.

- 63.18(i) Applicant certifies that it is not, and is not affiliated with, a foreign carrier.
- Applicant certifies that it does not seek to provide international services to any destination country for which any of the statements set forth in Section 63.18(j)(1) through (4) of the Commission's Rules, 47 C.F.R. § 63.18(j)(1)-(4), is true.
- 63.18(k) Not applicable.
- 63.18(l) Not applicable.

- 63.18(m) Not applicable.
- Applicant certifies that it has not agreed to accept special concessions, as defined in Section 63.14(b) of the Commission's Rules, 47 C.F.R. § 63.14(b), directly or indirectly from a foreign carrier with respect to any U.S. international route where the foreign carrier possesses market power on the foreign end of the route and will not enter into such agreements in the future.
- 63.18(o) Applicant certifies that no party to this application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988. See 21 U.S.C. § 862.

63.18(p) (Question 9 - Attachment 1)

This Application qualifies for streamlined processing pursuant to Section 63.12 of the Commission's Rules, 47 C.F.R. § 63.12. As set forth above, Applicant is not affiliated with a foreign carrier on any route for which authority is sought nor is Applicant affiliated within the meaning of Section 63.09(e) of the Commission's rules, 47 C.F.R. § 63.09(e), with a dominant U.S. carrier whose international switched or private line services Applicant seeks authority to resell. Applicant, moreover, neither provides nor seeks authority to provide switched basic service over private lines to any country, including those for which the Commission has not previously authorized the provision of switched services over private lines. Because Applicant does not meet the conditions of Section 63.12(c) of the Commission's Rules, 47 C.F.R. § 63.12(c), this Application qualifies for streamlined processing under Section 63.12 of the Commission's Rules, 47 C.F.R. § 63.12.

III. <u>CONCLUSION</u>

For the reasons stated above, Nex-Tech Wireless, LLC respectfully submits that the public interest, convenience, and necessary would be furthered by a grant of this Application.

Respectfully submitted,

Tohy S. Lee

Grace R. Chiu

VENABLE LLP

575 7th Street, N.W.

Washington, D.C. 20004

Tel: (202) 344-4000

Fax: (202) 344-8300

Email: TSLee@Venable.com

GRChiu@Venable.com

Counsel to NEX-TECH WIRELESS, LLC

Dated: January 23, 2008